

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Criminal No.: 21-CR-108 (2) (PAM/TNL)

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UNITED STATES OF AMERICA, )  
                                  )  
                                  )  
                                 Plaintiff, )  
vs.                            )  
                                  )  
                                 MOTION FOR GOVERNMENT  
TOU THAO,                   )  
                                  )  
                                 Defendant. )  
                                  )  
                                  )

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The Defendant, Mr. Tou Thao, by and through his attorneys, Robert Paule and Natalie R. Paule, respectfully moves this Court, pursuant to 18 U.S.C. §3500 for an order requiring any law enforcement officer to preserve and retain for inspection by counsel for defendant all of the rough notes and video/audio tapes gathered as part of the investigation in the above-captioned case.

As grounds therefore, the defendant asserts the authority of *Brady v. Maryland*, 375 U.S. 83 (1963); *United States v. Gaston*, 608 F.2d 607 (5th Cir. 1979); *United States v. Bernard*, 607 F.2d 1257 (9th Cir. 1979); 18 U.S.C. §3500(e)(1); and Rule 16 of the Federal Rules of Criminal Procedure.

This Motion is based upon the files, records and proceedings herein, such testimony as may be presented at the motion hearing, and any briefing which the Court may require thereafter.

Respectfully submitted,

Dated: This 3<sup>rd</sup> day of August, 2021

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